

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON NEXT PAGE OF THIS FORM.) **NOTICE: Attorneys MUST Indicate All Re-filed Cases Below.**

**I. (a) PLAINTIFFS**

**DEFENDANTS**

**(b)** County of Residence of First Listed Plaintiff  
(EXCEPT IN U.S. PLAINTIFF CASES)

County of Residence of First Listed Defendant  
(IN U.S. PLAINTIFF CASES ONLY)

**(c)** Attorneys (Firm Name, Address, and Telephone Number)  
Brian H. Pollock, Esq. / FairLaw Firm  
135 San Lorenzo Ave., Ste 770, Coral Gables, FL 33146  
305.230.4884

Attorneys (If Known)

**(d)** Check County Where Action Arose: ☐ MIAMI-DADE ☐ MONROE ☐ BROWARD ☐ PALM BEACH ☐ MARTIN ☐ ST. LUCIE ☐ INDIAN RIVER ☐ OKEECHOBEE ☐ HIGHLANDS

**II. BASIS OF JURISDICTION** (Place an "X" in One Box Only)

**III. CITIZENSHIP OF PRINCIPAL PARTIES** (Place an "X" in One Box for Plaintiff and One Box for Defendant)

☐ 1 U.S. Government Plaintiff

☐ 3 Federal Question (U.S. Government Not a Party)

Citizen of This State

PTF DEF

☐ 1 ☐ 1 Incorporated or Principal Place of Business In This State

☐ 4 ☐ 4

☐ 2 U.S. Government Defendant

☐ 4 Diversity (Indicate Citizenship of Parties in Item III)

Citizen of Another State

☐ 2 ☐ 2 Incorporated and Principal Place of Business In Another State

☐ 5 ☐ 5

Citizen or Subject of a Foreign Country

☐ 3 ☐ 3 Foreign Nation

☐ 6 ☐ 6

**IV. NATURE OF SUIT** (Place an "X" in One Box Only)

Click here for: [Nature of Suit Code Descriptions](#)

**CONTRACT**

**PERSONAL INJURY**

**PERSONAL INJURY**

**FORFEITURE/PENALTY**

**BANKRUPTCY**

**OTHER STATUTES**

☐ 110 Insurance

☐ 310 Airplane

☐ 365 Personal Injury - Product Liability

☐ 625 Drug Related Seizure of Property 21 USC 881

☐ 422 Appeal 28 USC 158

☐ 375 False Claims Act

☐ 120 Marine

☐ 315 Airplane Product Liability

☐ 367 Health Care/ Pharmaceutical Personal Injury Product Liability

☐ 690 Other

☐ 423 Withdrawal 28 USC 157

☐ 376 Qui Tam (31 USC 3729 (a))

☐ 130 Miller Act

☐ 320 Assault, Libel & Slander

☐ 368 Asbestos Personal Injury Product Liability

☐ 820 Copyrights

☐ 400 State Reapportionment

☐ 140 Negotiable Instrument

☐ 330 Federal Employers' Liability

☐ 340 Marine

☐ 830 Patent

☐ 410 Antitrust

☐ 150 Recovery of Overpayment & Enforcement of Judgment

☐ 345 Marine Product Liability

☐ 350 Motor Vehicle

☐ 835 Patent - Abbreviated New Drug Application

☐ 430 Banks and Banking

☐ 151 Medicare Act

☐ 360 Other Personal Injury

☐ 355 Motor Vehicle Product Liability

☐ 840 Trademark

☐ 450 Commerce

☐ 152 Recovery of Defaulted Student Loans (Excl. Veterans)

☐ 362 Personal Injury - Med. Malpractice

☐ 366 Personal Injury - Product Liability

☐ 880 Defend Trade Secrets Act of 2016

☐ 460 Deportation

☐ 153 Recovery of Overpayment of Veteran's Benefits

☐ 440 Other Civil Rights

☐ 370 Other Fraud

☐ 710 Fair Labor Standards Act

☐ 480 Consumer Credit (15 USC 1681 or 1692)

☐ 160 Stockholders' Suits

☐ 441 Voting

☐ 371 Truth in Lending

☐ 720 Labor/Mgmt. Relations

☐ 485 Telephone Consumer Protection Act (TCPA)

☐ 190 Other Contract

☐ 442 Employment

☐ 380 Other Personal Property Damage

☐ 740 Railway Labor Act

☐ 490 Cable/Sat TV

☐ 195 Contract Product Liability

☐ 443 Housing/ Accommodations

☐ 385 Property Damage Product Liability

☐ 751 Family and Medical Leave Act

☐ 850 Securities/Commodities/ Exchange

☐ 196 Franchise

☐ 444 Amer. w/Disabilities - Employment

☐ 386 Personal Injury - Product Liability

☐ 790 Other Labor Litigation

☐ 890 Other Statutory Actions

☐ 210 Land Condemnation

☐ 445 Amer. w/Disabilities - Other

☐ 387 Property Damage Product Liability

☐ 791 Empl. Ret. Inc. Security Act

☐ 891 Agricultural Acts

☐ 220 Foreclosure

☐ 448 Education

☐ 388 Asbestos Personal Injury Product Liability

☐ 861 HIA (1395ff)

☐ 893 Environmental Matters

☐ 230 Rent Lease & Ejectment

☐ 449 Other

☐ 389 Asbestos Personal Injury Product Liability

☐ 862 Black Lung (923)

☐ 895 Freedom of Information Act

☐ 240 Torts to Land

☐ 450 Other

☐ 390 Asbestos Personal Injury Product Liability

☐ 863 DIWC/DIWW (405(g))

☐ 896 Arbitration

☐ 245 Tort Product Liability

☐ 451 Other

☐ 391 Asbestos Personal Injury Product Liability

☐ 864 SSID Title XVI

☐ 899 Administrative Procedure Act/Review or Appeal of Agency Decision

☐ 290 All Other Real Property

☐ 452 Other

☐ 392 Asbestos Personal Injury Product Liability

☐ 865 RSI (405(g))

☐ 950 Constitutionality of State Statutes

☐ 210 Land Condemnation

☐ 453 Other

☐ 393 Asbestos Personal Injury Product Liability

☐ 866 RSI (405(g))

☐ 951 Constitutionality of State Statutes

☐ 220 Foreclosure

☐ 454 Other

☐ 394 Asbestos Personal Injury Product Liability

☐ 867 RSI (405(g))

☐ 952 Constitutionality of State Statutes

☐ 230 Rent Lease & Ejectment

☐ 455 Other

☐ 395 Asbestos Personal Injury Product Liability

☐ 868 RSI (405(g))

☐ 953 Constitutionality of State Statutes

☐ 240 Torts to Land

☐ 456 Other

☐ 396 Asbestos Personal Injury Product Liability

☐ 869 RSI (405(g))

☐ 954 Constitutionality of State Statutes

☐ 245 Tort Product Liability

☐ 457 Other

☐ 397 Asbestos Personal Injury Product Liability

☐ 870 Taxes (U.S. Plaintiff or Defendant)

☐ 955 Constitutionality of State Statutes

☐ 290 All Other Real Property

☐ 458 Other

☐ 398 Asbestos Personal Injury Product Liability

☐ 871 IRS—Third Party 26 USC 7609

☐ 956 Constitutionality of State Statutes

**V. ORIGIN** (Place an "X" in One Box Only)

☐ 1 Original Proceeding

☐ 2 Removed from State Court

☐ 3 Re-filed (See VI below)

☐ 4 Reinstated or Reopened

☐ 5 Transferred from another district (specify)

☐ 6 Multidistrict Litigation Transfer

☐ 7 Appeal to District Judge from Magistrate Judgment

☐ 8 Multidistrict Litigation - Direct File

☐ 9 Remanded from Appellate Court

**VI. RELATED/ RE-FILED CASE(S)**

(See instructions): a) Re-filed Case ☐ YES ☐ NO b) Related Cases ☐ YES ☐ NO

**JUDGE:** **DOCKET NUMBER:**

**VII. CAUSE OF ACTION**

LENGTH OF TRIAL via \_\_\_\_\_ days estimated (for both sides to try entire case)

**VIII. REQUESTED IN COMPLAINT:** ☐ CHECK IF THIS IS A CLASS ACTION UNDER F.R.C.P. 23 **DEMAND \$** **JURY DEMAND:** ☐ Yes ☐ No

**ABOVE INFORMATION IS TRUE & CORRECT TO THE BEST OF MY KNOWLEDGE** **SIGNATURE OF ATTORNEY OF RECORD** **CHECK YES only if demanded in complaint:**

DATE November 9, 2023

s/Brian H. Pollock, Esq.

FOR OFFICE USE ONLY : RECEIPT # AMOUNT IFP JUDGE MAG JUDGE

**INSTRUCTIONS FOR ATTORNEYS COMPLETING CIVIL COVER SHEET FORM JS 44****Authority For Civil Cover Sheet**

The JS 44 civil cover sheet and the information contained herein neither replaces nor supplements the filings and service of pleading or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. Consequently, a civil cover sheet is submitted to the Clerk of Court for each civil complaint filed. The attorney filing a case should complete the form as follows:

**I. (a) Plaintiffs-Defendants.** Enter names (last, first, middle initial) of plaintiff and defendant. If the plaintiff or defendant is a government agency, use only the full name or standard abbreviations. If the plaintiff or defendant is an official within a government agency, identify first the agency and then the official, giving both name and title.

(b) County of Residence. For each civil case filed, except U.S. plaintiff cases, enter the name of the county where the first listed plaintiff resides at the time of filing. In U.S. plaintiff cases, enter the name of the county in which the first listed defendant resides at the time of filing. (NOTE: In land condemnation cases, the county of residence of the "defendant" is the location of the tract of land involved.)

(c) Attorneys. Enter the firm name, address, telephone number, and attorney of record. If there are several attorneys, list them on an attachment, noting in this section "(see attachment)".

**II. Jurisdiction.** The basis of jurisdiction is set forth under Rule 8(a), F.R.C.P., which requires that jurisdictions be shown in pleadings. Place an "X" in one of the boxes. If there is more than one basis of jurisdiction, precedence is given in the order shown below.

United States plaintiff. (1) Jurisdiction based on 28 U.S.C. 1345 and 1348. Suits by agencies and officers of the United States are included here.

United States defendant. (2) When the plaintiff is suing the United States, its officers or agencies, place an "X" in this box.

Federal question. (3) This refers to suits under 28 U.S.C. 1331, where jurisdiction arises under the Constitution of the United States, an amendment to the Constitution, an act of Congress or a treaty of the United States. In cases where the U.S. is a party, the U.S. plaintiff or defendant code takes precedence, and box 1 or 2 should be marked. Diversity of citizenship. (4) This refers to suits under 28 U.S.C. 1332, where parties are citizens of different states. When Box 4 is checked, the citizenship of the different parties must be checked. (See Section III below; federal question actions take precedence over diversity cases.)

**III. Residence (citizenship) of Principal Parties.** This section of the JS 44 is to be completed if diversity of citizenship was indicated above. Mark this section for each principal party.

**IV. Nature of Suit.** Nature of Suit. Place an "X" in the appropriate box. If there are multiple nature of suit codes associated with the case, pick the nature of suit code that is most applicable. Click here for: [Nature of Suit Code Descriptions](#).

**V. Origin.** Place an "X" in one of the seven boxes.

Original Proceedings. (1) Cases which originate in the United States district courts.

Removed from State Court. (2) Proceedings initiated in state courts may be removed to the district courts under Title 28 U.S.C., Section 1441. When the petition for removal is granted, check this box.

Refiled (3) Attach copy of Order for Dismissal of Previous case. Also complete VI.

Reinstated or Reopened. (4) Check this box for cases reinstated or reopened in the district court. Use the reopening date as the filing date.

Transferred from Another District. (5) For cases transferred under Title 28 U.S.C. Section 1404(a). Do not use this for within district transfers or multidistrict litigation transfers.

Multidistrict Litigation. (6) Check this box when a multidistrict case is transferred into the district under authority of Title 28 U.S.C. Section 1407. When this box is checked, do not check (5) above.

Appeal to District Judge from Magistrate Judgment. (7) Check this box for an appeal from a magistrate judge's decision.

Remanded from Appellate Court. (8) Check this box if remanded from Appellate Court.

**VI. Related/Refiled Cases.** This section of the JS 44 is used to reference related pending cases or re-filed cases. Insert the docket numbers and the corresponding judges name for such cases.

**VII. Cause of Action.** Report the civil statute directly related to the cause of action and give a brief description of the cause. **Do not cite jurisdictional statutes unless diversity.** Example: U.S. Civil Statute: 47 USC 553

Brief Description: Unauthorized reception of cable service

**VIII. Requested in Complaint.** Class Action. Place an "X" in this box if you are filing a class action under Rule 23, F.R.Cv.P.

Demand. In this space enter the dollar amount (in thousands of dollars) being demanded or indicate other demand such as a preliminary injunction.

Jury Demand. Check the appropriate box to indicate whether or not a jury is being demanded.

**Date and Attorney Signature.** Date and sign the civil cover sheet.